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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Breauna Miller

Plaintiff,

vs.

FedEx Office and Print Services, Inc.; A Foreign
Corporation, Doe Employees; Roe Distributors I-V;
Roe Manufacturers I-V; Roe Designers I-V; Does I
through X; and Roe Corporations I through X,
inclusive

Defendant.

Case No.: 2:21-cv-01917

STIPULATED PROTECTIVE ORDER

The parties, by and through their attorneys, stipulate as follows:

1. In the course of discovery, the parties may produce documents marked as “Confidential” to protect proprietary business information, commercially sensitive information, and/or other grounds available under F.R.C.P. 26(c). If the document contains multiple pages, each page of the document determined to be confidential by the producing party shall be marked confidential. In the event a party inadvertently fails to mark any document or pages of the document as “Confidential,” the party may do so at any time during the discovery period.

1 2. The parties agree that any document produced and marked confidential shall not be
2 used by the non-producing party in any way except in connection with the preparation for or
3 conduct of depositions, motions, hearings, or trial of this action (including any appeals related
4 thereto), or as otherwise ordered by the Court. Attorneys representing the parties, their staff,
5 consultants, and experts may have access to confidential documents provided they agree to abide
6 by the terms of this stipulated protective order. The parties agree that any document produced and
7 marked confidential shall not be disclosed to anyone else without the written consent of the party
8 producing the confidential document or court order.
9

10 3. In the event any party wishes to challenge the “Confidential” designation, the parties
11 agree to first attempt to reach agreement with the other party regarding the lifting of
12 confidentiality before seeking court intervention.

13 4. Confidential documents may be used at depositions as exhibits in this action without
14 prior notice to or approval of the party producing the confidential document; however, the
15 portions of deposition transcripts that discuss the confidential documents shall be treated as
16 confidential subject to the provisions of this stipulation.
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18 5. The filings with the Court such as motions and related memoranda that discuss the
19 contents of confidential documents and/or attach them as exhibits shall be under seal.
20 Confidential documents shall remain confidential until such time that the confidentiality has been
21 removed with written agreement of counsel or Court order. The issue of confidentiality of
22 exhibits that may be used at trial shall be explored with the Court at the pretrial conference. The
23 parties shall cooperate in seeking solutions such as redaction of the confidential portion of the
24 document. No document produced as confidential shall be offered as a trial exhibit without the
25 issues of confidentiality having been resolved by counsel for the producing party or the court.
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6. At the conclusion of this litigation, information deemed confidential in this case shall not be used for any other purpose whatsoever, including business, commercial, or outside judicial proceedings, unless there is also a protective order in place in those cases.

7. This stipulated protective order applies to documents marked "Confidential" and already produced or to be produced after the Court orders and approves of this stipulation.

Dated: 08/08/2022

By: /s/ Bre'Ahn Williams
Marjorie L. Hauf, Esq.
Nevada Bar No. 8111
Matthew Pfau, Esq.
Nevada Bar No. 11439
Bre'Ahn Williams, Esq.
Nevada Bar No. 15672
Attorneys for Plaintiff Breauna Miller

Dated: 08/08/2022

By: /s/ Michael Lowry
Michael P. Lowry, Esq.
Nevada Bar No. 10666
Kevin A. Brown, Esq.
Nevada Bar No. 7621
Counsel for Defendant FedEx Office and Print Services, Inc.

ORDER

IT IS ORDERED that ECF No. 26 is GRANTED. The parties are advised, however, that they must comply with the Local Rules and Ninth Circuit law regarding filing motions to seal any documents they want filed under seal.

IT IS SO ORDERED

DATED: 5:11 pm, August 10, 2022



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

Certificate of Service

Pursuant to FRCP 5, I certify that I am an employee of Wilson Elser Moskowitz Edelman & Dicker LLP, and that on August 8, 2022, I served **STIPULATED PROTECTIVE ORDER** as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☒ via electronic means by operation of the Court's electronic filing system, upon each party in this case who is registered as an electronic case filing user with the Clerk;

H & P LAW 8950 W. Tropicana Ave. Suite #1 Las Vegas, NV 89147 Attorneys for Breana Miller	
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BY: /s/ Amanda Hill
An Employee of

